

ESTTA Tracking number: **ESTTA20866**

Filing date: **12/08/2004**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

<b>Proceeding</b>	91161880
<b>Party</b>	Defendant Allied Mortgage & Financial Corporation Allied Mortgage & Financial Corporation 4651 Sheridan Street, Suite 100 Hollywood, FL 33021
<b>Correspondence Address</b>	JENNIFER P. RABIN AKERMAN SENTERFITT P.O. BOX 3188 WEST PALM BEACH, FL 33402-3188
<b>Submission</b>	Stipulated/Consent Motion to Extend
<b>Filer's Name</b>	Peter A. Chiabotti
<b>Filer's e-mail</b>	pchiabotti@akerman.com, Peter.Chiabotti@akerman.com
<b>Signature</b>	/Peter A. Chiabotti/
<b>Date</b>	12/08/2004
<b>Attachments</b>	Opposition 91161880 3rd XOT.pdf ( 3 pages )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

CHARLOTTE BEYER ASSOCIATES, INC.  
d/b/a INSTITUTIONAL PRIVATE INVESTORS,

Opposer,

v.

ALLIED MORTGAGE & FINANCIAL  
CORPORATION,

Applicant.

Opposition No. 91161880  
Application No. 76/530,564  
Mark: YOUR INSTITUTIONAL  
PRIVATE INVESTOR  
Filed July 17, 2003

BOX: T.T.A.B.- No Fee  
Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3514

**Third Stipulated Request for Extension of Time to File Answer to Notice of Opposition  
and Extension of Discovery, Testimony and Briefing Dates**

Applicant, ALLIED MORTGAGE & FINANCIAL CORPORATION, by and through its undersigned attorneys, hereby requests that a sixty (60) day extension of time be granted, thus extending the deadline through and including February 7, 2005 for the filing of its Answer to the Opposer's Notice of Opposition. Applicant also requests that the discovery and testimony dates in the above-captioned proceeding be extended for sixty (60) days as set forth below:

Discovery period to close:	May 17, 2005
Testimony period for party in position of plaintiff to close: (opening thirty days prior thereto)	August 15, 2005
Testimony period for party in position of defendant to close:	October 14, 2005

(opening thirty days prior thereto)

Rebuttal testimony period to close: November 28, 2005  
(opening fifteen days prior thereto)

Opposer also seeks extension of the briefing deadlines consistent with the foregoing extension of discovery and testimony periods and Trademark Rule 2.128(a) and (b).

Counsel for Opposer, Beth H. Alter, agreed to the above-requested extensions in an email on December 8, 2004 and joins in this request. The parties are exploring the possibility of settlement, have exchanged settlement proposals, and additional time is needed to continue such discussions. This request is for good cause and is not filed for the purpose of mere delay. Favorable consideration is requested.

Respectfully submitted,

**AKERMAN SENTERFITT**

Date: December 8, 2004

/Peter A. Chiabotti/

Jennifer Parkins Rabin, FL Bar No. 0965642

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Telephone: (561) 653-5000

Docket: 7543-2

Attorneys for Applicant

**CERTIFICATE OF SERVICE**

It is hereby certified that a true copy of the **Third Stipulated Request for Extension of Time to File Answer to Notice of Opposition and Extension of Discovery, Testimony and Briefing Dates** was served upon Opposer via email to **Alter@sewkis.com** and by mailing in a postage prepaid envelope deposited in a box under the custody of the U.S. Postal Service this 8th day of December 2004, addressed to: **Beth H. Alter, Esq., Seward & Kissel, LLP, One Battery Park Plaza, New York, NY 10004.**

/Peter A. Chiabotti/  
PETER A. CHIABOTTI